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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation

LOK SABHA

The following Bill was introduced in Lok Sabha on the 3rd May, 1965:—

BILL No. 30 OF 1965.

A Bill to confer on the President the power of the Legislature of the State of Kerala to make laws.

BE it enacted by Parliament in the Sixteenth Year of the Republic of India as follows:—

1. This Act may be called the Kerala State Legislature (Delegation of Powers) Act, 1965. Short title.

2. In this Act, "Proclamation" means the Proclamation issued on the 24th day of March, 1965, under clause (1) of article 356 of the Constitution, by the Vice-President of India discharging the functions of the President, and published with the notification of the Government of India, in the Ministry of Home Affairs, No. G.S.R. 490 of the said date. Dofinition,

Conferment on the President of the power of the State Legislature to make laws.

3. (*1*) The power of the Legislature of the State of Kerala to make laws, which has been declared by the Proclamation to be exercisable by or under the authority of Parliament, is hereby conferred on the President.

(*2*) In the exercise of the said power, the President may, from time to time, whether Parliament is or is not in session, enact as a President's Act a Bill containing such provisions as he considers necessary:

Provided that before enacting any such Act, the President shall, whenever he considers it practicable to do so, consult a committee constituted for the purpose, consisting of—

(*a*) thirty members of the House of the People nominated by the Speaker among whom shall be included all members who for the time being fill the seats allotted to the State of Kerala in that House; and

(*b*) fifteen members of the Council of States nominated by the Chairman among whom shall be included all members who for the time being fill the seats allotted to the State of Kerala in that House.

(*3*) Every Act enacted by the President under sub-section (*2*) shall, as soon as may be after enactment, be laid before each House of Parliament.

(*4*) Either House of Parliament may, by resolution passed within seven days from the date on which the Act has been laid before it under sub-section (*3*), direct any modifications to be made in the Act and if the modifications are agreed to by the other House of Parliament during the session in which the Act has been so laid before it or the session succeeding, such modifications shall be given effect to by the President by enacting an amending Act under sub-section (*2*):

Provided that nothing in this sub-section shall affect the validity of the Act or of any action taken thereunder before it is so amended.

STATEMENT OF OBJECTS AND REASONS

Under the Proclamation of the Vice-President discharging the functions of the President, dated the 24th March, 1965, the powers of the Legislature of the Kerala State are now exercisable by or under the authority of Parliament. Such legislative measures as may be necessary for the State can be taken up by Parliament only by postponing its business; and even then, it is likely that Parliament may not have time to deal with all legislative measures for the State. It is, therefore, proposed that Parliament should, in accordance with the provisions of sub-clause (*a*) of clause (1) of article 357 of the Constitution, confer by law on the President the powers of the Legislature of the State of Kerala to make laws for the State. The present Bill is intended to give effect to this proposal.

NEW DELHI;
The 23rd April, 1965.

GULZARILAL NANDA.

S. L. SHAKDHER
Secretary.

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